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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
08/677,296	07/09/96	SALLSTROM	

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CSM1/0127

EXAMINER

MEART UNIT	PAPER NUMBER
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35.01
DATE MAILED:

01/27/97

This is a communication from the examiner in charge of your application.
COMMISSIONER OF PATENTS AND TRADEMARKS

1/27/97

OFFICE ACTION SUMMARY

- ☒ Responsive to communication(s) filed on December 13, 1996 (per amendment)
- ☐ This action is FINAL.
- ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 D.C. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire 3 month(s), or thirty days, whichever is longer, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

Disposition of Claims

- ☒ Claim(s) 2-8 and 20-22 is/are pending in the application.
- Of the above, claim(s) 2-7 and 20-22 is/are withdrawn from consideration.
- ☒ Claim(s) 8 is/are allowed.
- ☒ Claim(s) 8 is/are rejected.
- ☐ Claim(s) is/are objected to.
- ☐ Claim(s) are subject to restriction or election requirement.

Application Papers

- ☒ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.
- ☐ The drawing(s) filed on _____ is/are objected to by the Examiner.
- ☐ The proposed drawing correction, filed on _____ is ☐ approved ☐ disapproved.
- ☐ The specification is objected to by the Examiner.
- ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

- ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).
- ☐ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been
- ☐ received.
- ☐ received in Application No. (Series Code/Serial Number) _____
- ☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

- ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

- ☐ Notice of Reference Cited, PTO-892
- ☒ Information Disclosure Statement(s), PTO-1449, Paper No(s). 3, 4 and 6
- ☐ Interview Summary, PTO-413
- ☒ Notice of Draftsperson's Patent Drawing Review, PTO-948
- ☐ Notice of Informal Patent Application, PTO-152

—SEE OFFICE ACTION ON THE FOLLOWING PAGES—

DRAWINGS

The drawings submitted on July 09, 1996 are objected to as being informal (see attached PTO-948).

35 U.S.C. 112 REJECTIONS

Claim 8 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

To be consistent with the language of claim 20 (line 10), claim 8 -line 2 should be modified as follows:

1) the phrase "is carried on" should be changed to -- are carried adjacent--.

The above change clarifies the language of claim 8 as well as providing similar language to that of claim 19 (line 2) of the 5,533,325 patent.

ALLOWABLE SUBJECT MATTER

Claims 2-7 and 20-22 are allowable as presently set forth. The present claim language is in direct correspondence with the claim language of claims 15 and 24 of the 5,533,325 patent.

Claim 8 would be allowable if rewritten or amended to overcome the rejection(s) under 35 U.S.C. 112 set forth in this Office action.

CONCLUSION

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Art Unit: 3501

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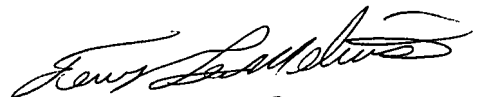
The Examiner would like to note that the PTO-1449 forms have been received. Also, no additional prior art is being cited at this time.

Claims 1 and 9-19 are noted as being cancelled.

Any inquiry concerning this communication should be directed to Examiner Terry Melius at telephone number (703) 308-2168 (The Examiner can normally be contacted any time Monday-Thursday.)


Melius/ph

January 24, 1997
1-27-1997


TERRY LEE MELIUS
PRIMARY EXAMINER
GROUP 350